

# Exhibit N

**IN THE MATTER OF COEYMANS MARINE TOWING, LLC., ET AL.  
William O'Brien on 06/05/2025**

1                   IN THE UNITED STATES DISTRICT COURT  
2                   FOR THE EASTERN DISTRICT OF VIRGINIA  
3                   Norfolk Division  
4                   In Admiralty  
5  
6           In the Matter of COEYMANS MARINE           )  
7           TOWING, LLC, d/b/a CARVER MARINE           )  
8           TOWING, as Owner and Operator of           )  
9           M/T Mackenzie Rose (IMO No. 8968765))  
10          her cargo, engines, boilers, tackle       )  
11          equipment, apparel, and                    ) Civil Action  
12          appurtenances, etc., in rem,            ) No. 2:24-  
13          petitioning for Exoneration from or       ) cv-00490  
14          Limitation of Liability in allision       )  
15          with Norfolk and Portsmouth Belt        )  
16          Line Railroad Company Main Line         )  
17          Railroad Bridge occurring June 15,       )  
18          2024, in and about the Elizabeth         )  
19          River, Virginia.                            )

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DEPOSITION UPON ORAL EXAMINATION OF  
  
WILLIAM O'BRIEN  
  
TAKEN ON BEHALF OF THE PETITIONER  
  
NORFOLK, VIRGINIA  
  
Thursday, June 5, 2025

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1 Saturday, was he physically -- was he supposed to  
2 physically be at the offices, or is that like an  
3 on-call situation?

4 A. It is an on-call, as needed.

5 Q. Okay.

6 Was anyone else on call that weekend?

7 A. No, I don't believe so.

8 Q. Okay.

9 And then were you on duty that following  
10 Monday, June 17, 2024?

11 A. Yes.

12 Q. All right.

13 And I take it your -- are your normal  
14 work hours -- work schedule Monday through Friday?

15 A. For the most part, yes, sir.

16 Q. Okay.

17 How did you hear that there was an  
18 incident involving the bridge that weekend?

19 A. It was somewhere around 7:00 p.m.-ish. I  
20 received a phone call from Nate Rose, who was the  
21 supervisor working second shift at the Belt Line.

22 Q. And that is 7:00 p.m. on Monday, June  
23 17th?

24 A. Yeah, estimated 7:00 p.m.

25 Q. Okay.

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1 Had there been any train scheduled to  
2 cross over the bridge on June 17th?

3 A. That evening.

4 Q. Okay.

5 And if you can recall, what train or  
6 company was the train --

7 A. It was a CSX train, the L253.

8 Q. Okay.

9 What is an "L253"?

10 A. That is just a train symbol. It is a  
11 train that comes out of Rocky Mount, North  
12 Carolina, to us.

13 Q. Okay.

14 Now, do you have -- how do you receive  
15 information about the trains that are crossing? I  
16 mean, when do you receive that information? I  
17 mean, like a week in advance? Is it a set  
18 schedule?

19 A. So the L253 train is a  
20 regularly-scheduled train that comes -- the  
21 schedule fluctuates throughout the year, but it is  
22 normally a five-day train that comes to us five  
23 days a week and we send it back five days a week.

24 Q. All right.

25 If you can recall, how long had that L253

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1 Q. Okay.

2 And where were you at that time when  
3 he --

4 A. I was at home.

5 Q. Okay.

6 Did Mr. Rose say how he had found out  
7 about the damage to the bridge?

8 A. Yes.

9 Q. And what did he say about that?

10 A. He said when he went into the bridge  
11 room, he noticed that he didn't have any  
12 communication with the bridge itself.

13 Q. Okay.

14 A. So he knew he couldn't operate it from  
15 the bridge house. So he proceeded out to the  
16 bridge to take a look to see what was going on.

17 Q. Okay.

18 When you -- he did not have  
19 communication. Was that -- I mean, could you  
20 describe exactly what that means?

21 A. So you have -- what is the word I'm  
22 thinking of -- wireless communication that feeds  
23 the camera system and also the lowering of the  
24 bridge, all of the information. So when he had no  
25 communication, there is no video, and the screen

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1 on the -- on the monitor -- the start of the  
2 bridge has -- we call them "little triangles."  
3 When they have it on the triangles, you can't  
4 operate it.

5 Q. So sort of almost like an error message  
6 is up on the screen?

7 A. Yes.

8 Q. Had anyone been scheduled to work or be  
9 in the bridge room on the day before the 16th? I  
10 think it would have been a Sunday.

11 A. No.

12 Q. Okay.

13 And is it -- well, how often -- I don't  
14 know -- in your experience with the Belt Line, do  
15 trains come through on the weekends?

16 MR. SNOW: Object to form.

17 BY MR. ROMAN:

18 Q. Over the main line bridge.

19 A. Repeat that one more time.

20 Q. So I think you said normal operations are  
21 Monday through Friday, right?

22 A. For that time of year.

23 Q. For that time of year.

24 I mean, how often -- generally, is there  
25 a need for Belt Line employees to be on shift on